

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES)
COMPANY FOR CERTIFICATES OF PUBLIC) CASE NO.
CONVENIENCE AND NECESSITY AND) 2011-00161
APPROVAL OF ITS 2011 COMPLIANCE PLAN)
FOR RECOVERY BY ENVIRONMENTAL)
SURCHARGE)

APPLICATION OF LOUISVILLE GAS AND)
ELECTRIC COMPANY FOR CERTIFICATES OF) CASE NO.
PUBLIC CONVENIENCE AND NECESSITY AND) 2011-00162
APPROVAL OF ITS 2011 COMPLIANCE PLAN)
FOR RECOVERY BY ENVIRONMENTAL)
SURCHARGE)

O R D E R

On October 13, 2011, the Sierra Club and Natural Resources Defense Council (collectively "Environmental Intervenors") filed a joint motion to deviate from the Commission's June 28, 2011 Order, which required all parties to file an original and 15 copies of all documents in this proceeding. The Environmental Intervenors state that the documents contained in certain of their responses, which they refer to as "data files," to the requests of Kentucky Utilities Company and Louisville Gas and Electric Company (collectively "the Companies") contain thousands of pages, many of which are of little, if any, practical use to the Commission or the Companies in paper form. Environmental Intervenors state that the Companies requested the responses be produced in machine readable format. Environmental Intervenors further state that they

have filed in paper format an original and 15 complete copies of what they refer to as "all of the written (non-data) responses to the Companies questions to which these data files relate," and that they will file one complete paper copy of the data responses and attachments relating to the Companies' September 30, 2011 data request within seven days. The Environmental Intervenors filed one paper copy of the data responses and attachments on October 24, 2011.

Environmental Intervenors request permission to deviate from the Commission regulations concerning filing of copies and the Commission's June 28, 2011 Order and instead be allowed to submit the data responses and attachments, including service copies, on DVD.

Having reviewed the joint motion and being otherwise sufficiently advised, the Commission finds that the Environmental Intervenors' data responses, referred to as "data files," are sufficiently voluminous to grant the requested deviation and to allow them to substitute electronic copies for the paper copies to be filed here and served on the parties.

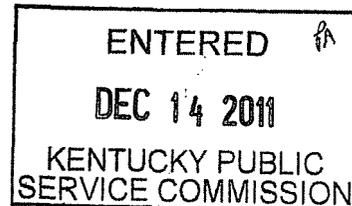
The Commission further finds that the Environmental Intervenors have filed one complete original of their responses in paper format and that one copy contains the caption of Case No. 2011-00161 and Case No. 2011-00162. Since these cases are not consolidated and there are two separate records, the Environmental Intervenors should file one additional complete copy of their responses in paper format.

IT IS THEREFORE ORDERED that:

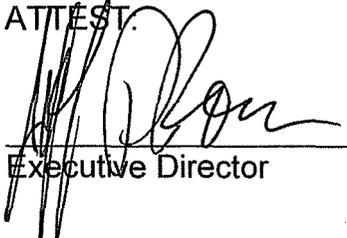
1. Environmental Intervenors' joint motion to deviate from the filing requirements of the June 28, 2011 Order is granted to the extent that they may file in electronic format on compact discs the 15 copies of their responses referred to as "data files and other documents" to the Companies' September 30, 2011 data requests and the Environmental Intervenors may serve electronic copies on the parties.

2. Within seven days of entry of this Order, Environmental Intervenors shall file with the Commission one additional complete paper copy of its data responses and supporting attachments.

By the Commission



ATTEST.


Executive Director

Case No. 2011-00161
Case No. 2011-00162

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